

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date:	May 27, 2004
Serial No.:	10/047,579
Filing Date:	January 15, 2002
Applicant:	HUXEL, Edward T.
Title:	COATED FLAKED FATS
Examiner:	Becker, D.
Art Unit:	1761

Hon. Commissioner of Patents
Alexandria, VA 22313-140

Sir:

TERMINAL DISCLAIMER

This Paper responds to the communication mailed December 1, 2003. Please enter the following Terminal Disclaimer in the above-identified Application. A check for \$110.00 in payment of the Terminal Disclaimer fee is enclosed.

Please charge any deficiency or credit any overpayment to deposit account number 12-1660. (A duplicate copy of the fee transmittal page is attached).

Terminal Disclaimer

The owner of the entire interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory

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FC: 9204

INVENTOR: HUXEL, Edward T.
Serial No. 10/047,579

term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of:

U.S. Patent Application Serial No. 09/659,530,
now issued as U.S. Patent No. 6,649,202.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR: HUXEL, Edward T.
Serial No. 10/047,579

Respectfully submitted,



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